

BEFORE THE
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF:)
)
CAL COMMUNICATIONS, INC.,) No. 05-0620
)
Application for Certificate to)
become a telecommunications)
carrier pursuant to 13-403,)
13-404 & 13-405)

Chicago, Illinois
October 17th, 2005

Met, pursuant to notice, at Chicago.

BEFORE :

JUDGE JOHN T. RILEY, Administrative Law Judge

APPEARANCES :

MR. CARLOS A. LOPEZ
1340 Busch Parkway
Buffalo Grove, Illinois 60089
(847) 537-2425
pro se;

ILLINOIS COMMERCE COMMISSION, by
MS. KAREN CHANG
527 East Capitol Avenue
Springfield, Illinois 62701
(217) 782-7295
for Staff via telephone.

SULLIVAN REPORTING COMPANY, by
Alisa A. Obecny, CSR
License No. 084-004588

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I N D E X

<u>Witnesses:</u>	<u>Direct</u>	<u>Cross</u>	<u>Re-</u> <u>direct</u>	<u>Re-</u> <u>cross</u>	<u>By</u> <u>Examiner</u>
Mr. Lopez		7			3

E X H I B I T S

<u>Number</u>	<u>For Identification</u>	<u>In Evidence</u>
1-2	13	14

1 JUDGE RILEY: Pursuant to the direction of the
2 Illinois Commerce Commission I call Docket 05-0620.
3 This is an application by CAL Communications, Inc.,
4 for a certificate to become a telecommunications
5 carrier pursuant to sections 13-403, 13-404 and
6 13-405 of the Public Utilities Act.

7 Mr. Lopez, are you appearing pro se on
8 behalf of the company or do you have a legal counsel?

9 MR. LOPEZ: No, I'm appearing pro se.

10 JUDGE RILEY: Okay. All right then. Well,
11 let's just -- let's just proceed.

12 (Witness sworn.)

13 CARLOS A. LOPEZ,
14 called as a witness herein, having been first duly
15 sworn, was examined and testified as follows:

16 EXAMINATION

17 BY

18 JUDGE RILEY:

19 Q Did you file prefiled testimony in this
20 matter?

21 A Yes, sir.

22 Q You did file it. And do you have a copy of

1 that with you?

2 A No, I don't.

3 Q All right. Let me ask you this: If you

4 were to review that testimony this morning, would

5 there be any changes that you would make to it?

6 A Not at all.

7 Q All right then. And was that testimony

8 prepared by you or at your direction?

9 A Yes, sir.

10 Q All right. It's my understanding from the

11 application that CAL Communications is requesting

12 both facilities based local interexchange and resold

13 local interexchange services; is that correct?

14 A That's correct. Mm-hmm.

15 Q And will the name that appears on the

16 application, which is CAL Communications, Inc., be

17 the same name that is to appear on the certificates?

18 A Yes, sir.

19 Q Will there be any doing business as or

20 assumed names?

21 A Not at the moment.

22 Q Okay. Just so that you are aware if there

1 is an assumed or doing business as name that has to
2 be filed with the Secretary of State's Office in
3 Illinois.

4 A Yes, sir.

5 Q And this is -- is this an Illinois
6 corporation?

7 A Yes, it is.

8 Q And do you maintain the books and records
9 in Illinois?

10 A Yes, sir.

11 Q All right. And will those books and
12 records be available to Illinois inspectors upon
13 request?

14 A Yes.

15 Q I should say -- I'm sorry -- Illinois
16 Commerce Commission inspectors upon request?

17 A Yes.

18 Q All right. And with regard to the
19 financial data that you submitted to our e-Docket
20 system, are there any substantial changes that would
21 be made to that information today?

22 A No, sir, not at the moment.

1 Q All right. And is that the same with
2 regard to the management profiles?

3 A Correct.

4 Q How many employees are employed by the --

5 A By CAL Communications? Currently we have
6 10 office employees and 25 outside technicians.

7 Q All right. Are you and Alviro Lopez the
8 only officers?

9 A Yes, sir. Mm-hmm. I am the president.

10 Q Okay. Does CAL Communications do its own
11 technical support or does it contract out for such
12 support?

13 A No. We do all our own technical support.

14 Q And will the company be adhering to all
15 federal and state laws and regulations with regard to
16 slamming and cramming?

17 A Yes.

18 Q Will the company be providing operated
19 assisted services or will that be handled by an
20 underlying carrier?

21 A That would be by the underlying carrier.

22 JUDGE RILEY: All right. That for now is all

1 the questions that I have.

2 Miss Chang, do you want to follow-up

3 with anything?

4 MS. CHANG: Yes. May I please.

5 JUDGE RILEY: Please proceed.

6 CROSS-EXAMINATION

7 BY

8 MISS CHANG:

9 Q Mr. Lopez, you prepared this application

10 and appendix that's included in the application

11 yourself?

12 A With the assistance of my brother, Alviro.

13 Q Okay. Do you have a copy of this

14 application and appendix in front of you?

15 A No, I don't. I'm sorry, I don't.

16 Q Okay.

17 JUDGE RILEY: Miss Chang, I've just provided

18 him with my copy.

19 BY MS. CHANG:

20 Q Okay. If you if you go to Appendix B --

21 A Yes.

22 Q Okay. On question No. 6, it says, When

1 your company's billing system has the ability to
2 distinguish facility based and resale for the
3 collection of the 911 systems. The answer is, Does
4 not apply because of the resale status.

5 A Correct.

6 Q Does that mean you will provide only resale
7 status? You will always be just resale status?

8 A Well, basically what happens is as a CLEC
9 would be buying wholesale directly from SBC. Okay.
10 So we'll be doing a resale status all -- by the same
11 time we are in the process of buying the switching
12 system to provide our own services.

13 Q Okay. So the facility based authority is
14 necessary for you for your operation?

15 A Yes.

16 Q Okay. Currently you mentioned you have ten
17 office employees?

18 A Yes.

19 Q Okay. What kind of service are you
20 providing right now?

21 A Right now we provide different types of
22 services. Our company has been in business for

1 18 years. It is a telecommunications services and
2 contracting company --

3 Q All right.

4 A -- we do telephone systems installations,
5 and we have a staff of four people on tele- --
6 interconnection, if you may, that provide project
7 engineering and customer service. So with that
8 customer service and project engineering we're very
9 capable of providing the customer service that is
10 required for this project.

11 Q Okay. Mr. Lopez, when your customers have
12 complaints or needed services you have a number for
13 them. It's 847-537-2425. Is this a toll-free
14 number?

15 A No. That is not a toll-free number right
16 now. We will be establishing a toll-free number with
17 bilingual customer service representatives.

18 Q Okay.

19 A That phone number is right now -- is the
20 main number for our office.

21 Q Okay. It is -- the consumer will need a
22 toll-free number for their services, especially for

1 our prepaid local services that you will be
2 providing.

3 A That's correct. Yes, ma'am. Mm-hmm. And
4 we have that in our plan to be providing a toll-free
5 number for our customers.

6 MS. CHANG: Okay. Mr. Lopez, that is all I
7 have.

8 JUDGE RILEY: Thank you, Miss Chang.

9 MS. CHANG: Yes.

10 JUDGE RILEY: If you can just hang on for one
11 minute, I have to check one thing on our e-Docket
12 system.

13 MS. CHANG: I already checked, and you can ask
14 me.

15 JUDGE RILEY: No. It's something I've got to
16 check for myself. It will only take two minutes.

17 MS. CHANG: Okay.

18 JUDGE RILEY: Go off the record.

19 (Whereupon, a discussion was had
20 off the record.)

21 JUDGE RILEY: Mr. Lopez, earlier I had asked
22 you whether or not you had filed prefiled testimony

1 in this matter. You had answered in the affirmative,
2 and I double checked the e-Docket system to see if I
3 missed it because I don't have a copy of it here --

4 MR. LOPEZ: Mm-hmm.

5 JUDGE RILEY: I couldn't find any prefiled
6 testimony on there. Was it possible you might have
7 been referring to the Appendixes A through D.

8 MR. LOPEZ: That probably could have been it.
9 Yes, sir.

10 JUDGE RILEY: Okay. That we actually treat as
11 part of the applications. That wouldn't constitute
12 prefiled testimony.

13 Miss Chang, do you have a
14 recommendation with regard to this application?

15 MS. CHANG: Yes, sir. I recommended that
16 operating authority for dash -- 13-403, 13-404 and
17 13-405 be granted to CAL Communications, Inc.

18 JUDGE RILEY: Thank you very much.

19 Mr. Lopez, do you have anything
20 further that you would like to offer on behalf of the
21 application?

22 MR. LOPEZ: No. Thank you very much.

1 I do -- I had a question while you
2 were out of here, Judge Riley, and Miss Chang was
3 nice enough to answer it. But I want to put it on
4 record that we'll be e-mailing later on this
5 afternoon the toll-free number --

6 JUDGE RILEY: Certainly.

7 MR. LOPEZ: -- for -- to set up the system.
8 And I got Miss Chang's e-mail address. And she told
9 me it was the first name and last name, but I don't
10 have your first initial so...

11 JUDGE RILEY: My first initial's J.

12 MR. LOPEZ: J. Okay. So I'll be e-mailing
13 that toll-free phone number to you guys this
14 afternoon.

15 JUDGE RILEY: Okay. That's fine.

16 MR. LOPEZ: Okay.

17 JUDGE RILEY: And if that is everything then, I
18 will direct the court reporter to mark this matter
19 heard and taken. And I will have this order written
20 up immediately for the Commission's benefit on
21 November 2nd.

22 Miss Chang, thank you very much.

1 MS. CHANG: Thank you.

2 JUDGE RILEY: Good day.

3 MS. CHANG: Bye.

4 JUDGE RILEY: Okay. Let's reopen the record.

5 I've just marked this matter heard and taken but I
6 have not dealt with the issue of exhibits yet.

7 And with regard to the management
8 profiles that were filed on our e-Docket system by
9 the applicant, I'd like to mark that as Applicant's
10 Exhibit 1. And with regard to the financial data,
11 which is essentially a rather lengthy balance sheet
12 and income state also filed on our e-Docket system,
13 I'd mark that as Applicant's Exhibit 2.

14 (Whereupon, Applicant's Exhibit
15 Nos. 1-2 were marked for
16 identification.)

17 JUDGE RILEY: Staff, do you have any objection
18 to the admission of either of these exhibits into
19 evidence?

20 MS. CHANG: I have no objection, your Honor.

21 JUDGE RILEY: All right. And Mr. Lopez, I take
22 it that the company is moving for the admission of

1 these two documents into evidence?

2 MR. LOPEZ: Yes, sir.

3 JUDGE RILEY: Then Documents-- Applicant's
4 Exhibits 1 and 2 as filed on the e-Docket system are
5 admitted into evidence.

6 (Whereupon, Applicant's Exhibit
7 Nos. 1-2 was admitted into
8 evidence.)

9 JUDGE RILEY: And having done that, that should
10 dispense with all the business before this forum this
11 morning. And I will again direct the court reporter
12 to mark this matter heard and taken.

13 Thank you, Miss Chang.

14 MS. CHANG: You're welcome. Bye.

15 (Heard and taken.)

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